

**Federal Communications Commission**

The FCC Acknowledges Receipt of Comments From ...  
**BellSouth**  
...and Thank You for Your Comments

<b>Your Confirmation Number is: '2002118854261 '</b>		
<b>Date Received: Nov 8 2002</b>		
<b>Docket: 02-307</b>		
<b>Number of Files Transmitted: 1</b>		
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# 3

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*updated 02/11/02*

# BELLSOUTH

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Vice President-Federal Regulatory

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November 8, 2002

## WRITTEN EX PARTE

Ms Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W.  
Washington, D.C. 20554

Re: WC Docket No. 02-307 Ex Parte # 3

Dear Ms Dortch:

On October 22, 2002, the ~~staff~~ of the Tennessee Regulatory Commission ("TRA") served a data request upon BellSouth and directed BellSouth to respond by November 8, 2002. BellSouth has now ~~filed~~ its Responses to the data request. John Minkoff of the Commission's Wireline Competition Bureau has asked that I provide him with a copy of BellSouth's response to Item No. 5 of the TRA ~~staff's~~ data request. In fulfillment of his request, attached ~~is~~ a copy of that requested response and the cover letter for the Tennessee filing.

In accordance with Section 1.1206, I am filing this notice and the accompanying attachment ~~electronically~~ and request that you please place them in the record of the proceeding identified above. Thank you.

Sincerely,



Kathleen B. Levitz

Attachments

cc: Christine Newcomb  
Janice Myles  
Luin Fitch  
Beth Keating

John Minkoff  
James Davis-Smith  
Sara Kyle



BellSouth Telecommunications, Inc.  
333 Commerce Street  
Suite 2101  
Nashville, TN 37201-3300  
guy.hicks@bellsouth.com

November 8, 2002

Guy M. Hicks  
General Counsel  
615 214 8301  
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VIA HAND DELIVERY

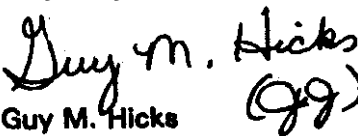
Hon. Sara Kyle, Chairman  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37238

Re: *BellSouth Telecommunications, Inc.'s Entry Into Long Distance  
(InterLATA) Service in Tennessee Pursuant to Section 271 of  
the Telecommunications Act of 1996*  
Docket No. 97-00309

Dear Chairmen Kyle:

Enclosed are the original and fourteen copies of BellSouth's response to the Staff's data request of October 22, 2002. Copies of the enclosed are being provided to counsel of record.

Very truly yours,

  
Guy M. Hicks

GMH:ch

469210

### CERTIFICATE OF SERVICE

I hereby certify that on November **8, 2002**, a copy of the foregoing document **was** served on the **parties** of record, via hand delivery, facsimile, overnight or **US** Mail, addressed **as** follows:

- ☐ Hand
- ☒ Mail
- ☐ Facsimile
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for AT&T and TCG MidSouth

BellSouth Telecommunications, Inc.  
Tennessee Regulatory Authority  
Docket No. 97-00309  
October 22, 2002  
Item No. 5  
Page 1 of 3

**REQUEST:** Provide a list of unresolved Change Control Process (CCP) issues identified by the FCC, Department of Justice, and other State Commission(s), and the manner in which these issues are expected to be resolved and the timeframe to resolution.

**RESPONSE:** Attached is a brief summary of unresolved CCP issues identified by the FCC, DOJ, and other State Public Service Commissions in BellSouth's nine-state region and the anticipated timeframe to resolution of these issues.

Issue	Current Status	Anticipated Resolution
Process Improvement - CCP "Redline/Greenline" (Georgia Public Service Commission)	<p>The GPSC considered the revised matrix of contested and unresolved process issues presented by BellSouth and CLECs, and adopted its Staff's recommendation on Sept. 17, 2002. Highlights included:</p> <ul style="list-style-type: none"> <li>a) Adoption of 6 additional Change Management Metrics CM-6 through CM-11, with 3 of them added to SEEM plan (Note: these metrics and associated penalties have been adopted region-wide)</li> <li>b) Adoption of BellSouth's proposal to split the available release capacity between CLEC- and BellSouth-initiated change requests (the so-called '50/50 plan' adopted previously by Florida.)</li> <li>c) Adoption of the language that CLEC prioritized requests be implemented within 60 weeks (as previously adopted by Florida, and discussed below)</li> <li>d) Maintaining the current definition of 'defect'.</li> </ul>	<p>This issue is technically resolved, but the GPSC will not issue a written order for 1- to-2 months. As it is committed to the FCC, the GPSC will continue to monitor the progress of the CCP.</p>

RESPONSE (continued)

Issue	Current Status	Anticipated Resolution
90-Week Implementation of all prioritized change requests (Florida Public Service Commission)	In August 9, 2002, the FPSC ordered BellSouth to implement all CLEC change requests within 60-weeks of prioritization – for those change requests prioritized after September 1, 2002. This is new Change Management metric CM-11.	BellSouth submitted on August 30, 2002 its Action Plan for implementing the FPSC order. The first post-September 1, 2002 prioritization of change requests took place in late September 2002, and the first measuring point will be approximately late November 2003.
SEEM payments associated with new Change Management metrics (Public Service Commission of South Carolina)	BellSouth and CLECs have submitted written arguments as to why/why not SEEM payments should be Tier I or Tier II.	Oral arguments are scheduled before the Commission in a hearing on December 3, 2002. No word at this point as to when PSCSC will issue order.
BellSouth's adherence to CLEC Prioritization of Change requests (FCC <i>ex parte</i> ; DOJ Comments – FL/TN Application)	BellSouth addressed this issue in both the Stacy Affidavit (¶¶ 140, 185-186, 205) and the Stacy Reply Affidavit (¶¶ 53-57) in its FL/TN Application, as well as previously in its GALA and Five-State Applications.	BellSouth expects to receive from the FCC confirmation that it satisfies the FCC requirements in this matter, as BellSouth did in its two previous 271 applications.
BellSouth's provision of sufficient change capacity to implement CLEC-requested OSS changes (DOJ Comments – FL/TN Application)	BellSouth addressed this issue in both the Stacy Affidavit (¶¶ 137, 140, 185, 198, 200-247) and the Stacy Reply Affidavit (¶¶ 11, 23, 42-52) in its FL/TN Application, as well as previously in its GALA and Five-State Applications.	BellSouth expects to receive from the FCC confirmation that it satisfies the FCC requirements in this matter, as BellSouth did in its two previous 271 applications.
BellSouth's provision for adequate pre-release testing of OSS changes (DOJ Comments – FL/TN Application)	BellSouth addressed this issue in both the Stacy Affidavit (¶¶ 163-178, 275-291) and the Stacy Reply Affidavit (¶¶ 33-41) in its FL/TN Application, as well as previously in its GALA and Five-State Applications.	BellSouth expects to receive from the FCC confirmation that it satisfies the FCC requirements in this matter, as BellSouth did in its two previous 271 applications.

RESPONSE (continued)

**On** mother matter, and **as** information for the TRA, **BellSouth recently** filed - in the **FL/TN** Application Stacy Reply Affidavit (**¶¶** 103-118) and **as part** of an **ex parte** with the FCC - **an** issue **related** to **Release 11.0**. BellSouth informed the Commission that it is necessary to delay the implementation of that Release (originally scheduled **for** implementation on December 8, **2002**) because BellSouth's software vendor had delivered defective **software code** that did not **meet** BellSouth's 'generally acceptable' standard - **that** is, the defect rate was **much** higher than the normal rate that can be expected for the massive amount of code delivered. BellSouth discovered the situation during its own testing phase, **and** determined that, based upon the **time requirements** to correct the defects, it would be impossible to implement enough corrections to be able to provide the Release for CAVE testing by the CLECs on the scheduled date, November 11, 2002.

In accordance with the CCP, the CLECs were notified of the Situation and given the opportunity to provide feedback as to how **BellSouth** should proceed. **On** Friday, November 1, 2002, the CLECs **were** sent BellSouth's **two** proposed options for mitigating the delay, **and** were asked to participate on a conference call on Monday, November 4, 2002, to discuss the options and to select the option **that best met their needs**. After **discussion**, the CLECs voted for BellSouth to proceed forward with a **release** option that provides the following:

- 3-week delay for implementation of Release 11.0 (now December 29, **2002**)
- CAVE testing to **begin** November **25, 2002**
- Defers delivery of UNE-to-UNE migration feature **from** Release 11.0 to **Release 12.0** (scheduled for March 30, 2003)